

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SIXIAN CAO

Plaintiff,

v.

ALEJANDRO MAYORKAS, *et.al.*,

Defendants.

CASE NO. 2:21-cv-1292-RSL

JOINT STIPULATION AND
ORDER TO EXTEND DEADLINE

Plaintiff brings this litigation pursuant to the Mandamus Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate Plaintiff’s I-485 application for adjustment of status. Dkt. No. 1. Defendants’ deadline to respond to the Complaint is April 4, 2022. Dkt. No. 9. Defendants respectfully request an additional continuance of 90 days of this deadline to allow the parties to continue to work towards resolving this matter without further litigation.

There is good cause for the extension. The only remaining petition at issue here is the Form I-730, Follow to Join Petition, which pertains to the Plaintiff’s son, who currently resides in China. Because the subject of the petition resides outside the continental United States, USCIS is unable to adjudicate this petition domestically. As soon as USCIS approved the Plaintiff’s Form I-485, the agency began preparing the child beneficiary petition for referral to

1 the USCIS office in Guangzhou, China for interview and adjudication. Since the last status
2 report, USCIS forwarded the beneficiary petition to the State Department for processing, which
3 thereafter sent it to the Guangzhou office. Plaintiff's son is currently scheduled to be
4 interviewed in Guangzhou on May 4, 2020. Once the interview occurs, the petition can be fully
5 adjudicated. This requested extension should provide USCIS with sufficient time to interview
6 Plaintiff's son and thereafter finish adjudicating petition.

7 Accordingly, the parties hereby STIPULATE AND AGREE, AND JOINTLY
8 REQUEST, that the Court extend the response deadline until July 5, 2022.

9 DATED this 30th day of March, 2022.

10 Respectfully submitted,

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12 NICK W. BROWN
13 United States Attorney

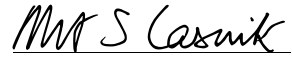
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ORDER

The Parties having so stipulated and agreed, the Court hereby ORDERS that Defendants' deadline to respond to the Complaint is extended to July 5, 2022.

Dated this 31st day of March, 2022.


ROBERT S. LASNIK
United States District Judge